

Notice of Allowability

Application No.

10/619,846

Applicant(s)

ANDERSON, TONY D.

Examiner

Emmanuel M Marcelo

Art Unit

3654

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. This communication is responsive to telephone interview on May 25, 2004.
2. The allowed claim(s) is/are 1-23.
3. The drawings filed on 15 July 2003 are accepted by the Examiner.
4. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) All b) Some* c) None of the:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

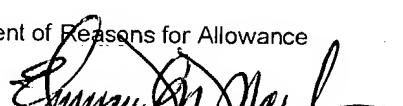
* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
(a) including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 1) hereto or 2) to Paper No./Mail Date _____.
(b) including changes required by the attached Examiner's Amendment / Comment or in the Office action of
 Paper No./Mail Date _____.
7. IDENTIFYING INDICIA such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. Notice of References Cited (PTO-892)
2. Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. Information Disclosure Statements (PTO-1449 or PTO/SB/08),
 Paper No./Mail Date 7/15/03
4. Examiner's Comment Regarding Requirement for Deposit
 of Biological Material
5. Notice of Informal Patent Application (PTO-152)
6. Interview Summary (PTO-413),
 Paper No./Mail Date 05242004.
7. Examiner's Amendment/Comment
8. Examiner's Statement of Reasons for Allowance
9. Other _____.



Emmanuel M Marcelo
Primary Examiner
Art Unit: 3654

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with F. Rhett Brockington on May 25, 2004.

The application has been amended as follows:

- In the Specification:
 - page 2, line 12, "cone" has been changed to "come" and "according" has been changed to "accordingly"; line 22, "required" has been changed to "require"; and on line 23, "disconnecting" has been changed to "disconnect";
 - page 8, line 18, "potion" has been changed to "portion";
 - page 9, line 18, "roller" has been changed to "rollers";
 - page 10, line 18, "gasping" has been changed to "grasping"; and on line 21, "loosed" has been changed to "loosened".
- In the Claims:
 - claim 5, line 4, the first occurrence of "of" has been deleted; line 5, the second occurrence of "of" has been deleted; lines 6 and 7, "guides" has been changed to "guide";
 - claim 9, line 4, ", and the like" has been deleted;

- claim 10, line 1, "a" has been deleted; line 2, "comprises" has been changed to "comprised";
- claim 12, line 5, "is" has been deleted and "changes" has been deleted;
- claim 13, line 2, "comprises" has been changed to "comprised";
- claim 17, line 2, "of" has been inserted after "comprised"; line 3, "an" has been changed to "a"; and
- claim 22, the recitation ", such as an electric or pneumatic or hydraulic wrench" has been deleted.

The following is an examiner's statement of reasons for allowance:

Claims 1-23 are allowable over the prior art of record because the prior art of record does not teach or fairly suggest the entire combination of elements set forth including two pack roller, a main pintle, a safety pintle, a safety torsion spring, the cover plate being mounted on the pack rollers, etc., claim 1.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Emmanuel M Marcelo whose telephone number is 703-305-6597. The examiner can normally be reached on Monday - Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Katherine Matecki can be reached on 703-308-2688. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Emmanuel M Marcelo
Primary Examiner
Art Unit 3654

emm
May 25, 2004